

## SAYS KEANE WAS CRUEL

Wife of the Former Liquor Dealer Sues Him for a Separation.

Charges That He Struck and Kicked Her, Broke the Crockery and Slashed Her Sealskin.

SUES, ALSO, TO SET ASIDE A DEED.

The Defendant, Hugh L. Keane, is an Uncle of Jacob Wilson, Who Declares He Was "Shanghaied."

A suit for separation brought by Mrs. Helen Agnes Keane against her husband, Hugh L. Keane, and a second suit brought by her to set aside a deed of conveyance on the ground of fraud, are at last to be put upon the calendar for trial at an early date. The papers in both suits were served several months ago, but on the couple becoming reconciled, they were allowed to slumber. Now, according to Mrs. Keane's counsel, Myron H. Oppenheim, domestic war has again broken out, and the suits are to be pushed.

Hugh L. Keane was at one time a well-known liquor dealer of this city, and after having amassed a fair amount of money, he gave up the business to become a broker in Wall street. He came prominently before the public in June last through a suit brought by his nephew, Jacob Wilson, against his wife.

Wilson, on the death of his father, who was a retired Brooklyn merchant, inherited about \$50,000. He was a hard drinker, and his father, in the hope of reforming him, induced Miss Mary Saunders to marry him, but the looked-for reformation did not come. When his suit against his wife was tried in June last, Wilson swore that on December 11, 1889, he was "shanghaied" on board the sailing vessel *Crednor*, which was lying somewhere in the North River.

He said he had been in a saloon on West street, and while there some man invited him to drink. He was a John Clancy, and the man, who was a John Clancy, had been induced to assign all his property to his wife, so that on his return he had no money left.

For some reason Wilson got the idea that his uncle, Hugh L. Keane, had a hand in having him "shanghaied." He went to New York and finding that Keane and his wife had drifted apart he undertook to serve the papers on the wife. When she contended that her husband had kept out of the way, but Wilson knew his hands and did actually serve him with the suit for separation.

Mrs. Keane said that she was married in this city on April 29, 1889, he at that time being a broker. She said that almost from the date of the marriage her husband was guilty of continued acts of cruelty to her. She said that she was followed by him, and that he had been following her all this up by deserting her.

Corroborative evidence of his ill treatment was furnished by Mrs. Keane, who, in 1891, had been employed as a domestic in the Keane household. At that time she lived at 123 West 10th street. Mrs. Keane said that during that time Keane was guilty of frequent acts of cruelty toward his wife.

During the month of September, 1891, she swore she saw Keane tip over the armchair in which Mrs. Keane was seated. She said that the chair was thrown to the floor, and as she fell she clutched the table cloth, and the china, silverware, and other articles on the table. Her head struck the corner of the easement in falling, inflicting a deep wound. Mrs. Keane, she further alleged, then got up and threw a tray full of china on the floor, breaking a lot of crockery. Then, according to the servant's story, he walked over to where his son, who was standing, and pointing a finger at him, cried:

"You don't know me, I'll lick you." The boy, however, walked away.

"Mr. Keane," the servant continued, "was always in the habit of drinking a large goblet of whiskey and milk which he called milk punch. He would then always drink one or two milk punches before going to bed." That is all we have asked for, the letter which he said he had. If the complaint is substantiated Glover may lose his license.

RIGHT TO HER INHERITANCE. Appeal Will Be Taken from the Referee's Decision of Mrs. Fleming's Claim.

The hearing appointed for Saturday before Referee Lawrence Godkin in the matter of Mary Alice Alving Livingston Fleming's application for a portion of the estate of her mother, Mrs. Bliss, will probably be adjourned. Mr. John C. Shaw, one of the attorneys representing Mrs. Fleming, said yesterday that it was Fleming's alleged murder of her mother would be settled in the civil proceedings. Mr. Grant Nathan, one of the attorneys, in discussing the case said:

"We contend that Mrs. Fleming is entitled to her portion of the estate left by her mother, especially that portion which falls to her under the provisions of her mother's will. That is all we have asked for. Attorneys for the heirs have simply interposed the fact that Mrs. Fleming has been indicted for murder. That indictment is not proof of anything. We maintain that if the opposition put in that fact to oppose our motion they must prove that the indictment is true. Our client is not guilty. It would be preposterous for them to attempt that."

Frank Dudley Tansey, who represents some of the contending heirs, said his clients hoped to gain their ends without precipitating the question of Mrs. Fleming's alleged murder, but that its introduction was a possible contingency. He will surely be taken from Referee Godkin's decision, whether he decides that Mrs. Fleming is entitled to her share of the estate, or that there is reasonable doubt about her right to the inheritance owing to the circumstances surrounding her mother's death.

NEW POSTMASTER IN SOUTH ORANGE. Word was received in South Orange yesterday that the name of ex-Assemblyman Timothy Barrett had been elected to the position of postmaster at South Orange, N. J. Barrett, the present incumbent, as postmaster of the village, Mr. Elmer Barrett, a Republican, and his successor is a Cleveland Democrat. The office pays \$2,300 a year.

Mr. and Mrs. Sill Fled from Fire. Mr. and Mrs. Samuel M. Sill and their infant child, escaped from their burning residence, in Hamilton street, East Orange, yesterday morning, and only in their night clothes. They found shelter in a neighbor's residence, from which they watched the destruction of their home.

She Will Not Tell the Police. Christina Dunkel, twenty-six years old, a married woman, of No. 789 Westchester avenue, arrested at her home yesterday, takes to Harlem Hospital suffering from the effects of unlawful treatment. She refused to give the police any information, and was taken to her home. Her husband, she said, has been in Germany nearly a year.

## TO SEARCH THE KEEPERS.

Commissioner Wright Declares He Will Put a Stop to Certain Doings in the Tombs.

Commissioner of Correction Wright paid a visit to the Tombs yesterday and before going away he handed Acting Warden O'Shea the following order to be posted up: January 9, 1896. Edward O'Shea, Acting Warden City Prison. Sir: All keepers and others employed in the City Prison must submit to being searched when entering the prison. If any forbidden articles are found on him or his person expelled from the prison without any further examination. Respectfully, ROBERT J. WRIGHT, Commissioner.

The Commissioner had this to say about it: "I know that whiskey and contraband articles are being carried into the City Prison and I propose to stop it. Some of the keepers have been making money by this game and I propose to stop it or know the reason why. Another thing, keepers are using their influence in the prison to get lawyers and getting fees for their services. Of course, if I know just what keepers did this it would stop it. If a prisoner desires to send for a lawyer there is a messenger there to take the message. But if keepers can solicit legal business in the prison and solicit for long. These things will rectify themselves after my further examination. Respectfully, the Commissioner to be posted up."

## TRIAL OF WARDEN FALLON.

To Be Held in a Room of the Tombs Prison.

The charges against Warden Fallon, of the Tombs, according to Commissioner Wright, will be made public today. The papers, it is expected, will be ready this morning when the date of the trial of the Warden will be announced. Owing to the fact that it is impossible to take the witnesses away from the Tombs, as they are all keepers, the trial will be held in the Tombs, either in the doctor's room or the reception room.

The trial will be an open one. Besides the corporation counsel, counsel for the accused will be present. The Warden will be tried upon one or two of the counts in the charges, it being understood that there are eight or eight different counts. If proven guilty of any one of them he will be dismissed.

## MADE HIS BRIDE A TARGET.

The More Mrs. Carberry Learns of Law the More She Is Amazed.

Mrs. Hannah Carberry, of No. 604 West Fifty-fifth street, is only thirty years old, and has been a bride but a few months. In Yorkville Police Court yesterday she told the Magistrate the only thing that prevented marriage from being a failure with her was her alertness in dodging beer. She was thrown at her by her husband on Wednesday, she said, he caught her off her guard, and she showed the Magistrate a letter from her husband in which he told her to stop using her for a target, but at the same time she didn't want him put under lock and key, as that would ruin her. She said she had no idea the law was such a curious thing to meddle with, and suggested that her husband be put under lock and key. She said she had tried it, but she didn't much hope of that, as she had tried it.

The Magistrate warned the bride that the court was not a party of the reformatory machinery of the city. Policeman Klerman was for sending the bridegroom to the island, and told her to go to the island. She was when she came to him Wednesday night. Magistrate Mott thought about the case for a few minutes, and then told the bridegroom to go home and be good.

## PAWNBROKER IN A QUANDARY.

May Lose His License for Letting Eden's Ring Go.

William Glover, a pawnbroker, of No. 102 West Thirty-eighth street, was before Mayor Strong yesterday on a charge preferred by Edward Eden, of No. 320 Washington street, Hoboken. Eden claimed that early last Fall his house was robbed and that among the articles taken by the burglars were several pawn tickets. Among the articles taken was a ring which he claimed was his. He said that he had pawned the ring with Glover and that he had paid for it \$500. He said that he had paid for it \$500.

Glover said that he had notified Glover of the robbery, and ordered him to stop the ticket. Glover said the ring had been pawned under the name of Gordon or Phillips, and that he had not given him the number of the ticket nor a description of the ring. He wrote to him asking for a ticket for the ring, and a few days later with a fuller description of the ring, and found that it had been redeemed by the pawnbroker. Glover said he had the letter which he said he had. If the complaint is substantiated Glover may lose his license.

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## HOW THE POLICE STAND.

Review of Their Work by the Parkhurst Society Under Reform Rule.

Lax Enforcement of Law Attributed to the Political Complexions of the Rank and File.

VA TAMMANY POLICE FORCE.

"Newspaper Treatment" of Commissioners Scorned and Legislators Besought to Give Heads "Power to Weed Out."

Dr. Parkhurst, as president of the Society for the Prevention of Crime, in conjunction with T. D. Kenneson, the secretary, has issued a statement of the situation in this city concerning the enforcement of the laws. The document, which is quite lengthy, shows indubitable proofs of the Doctor's hardwork in compilation, and pays its respects to the Police Department in no uncertain form. The statement is in pamphlet form, and many copies have been forwarded to Albany Senators as gentle reminders for future reference in the line of "legislative necessities."

In the beginning this little work indignantly protests "against the political and journalistic efforts that are being so industriously made to disguise the results of the municipal victory of 1894, and to discredit those who are doing their utmost to secure to that victory its legitimate results."

NEW COMMISSIONERS PRAISED. After a reference to the years 1892, 1893 and 1894, when the society made its hardest fight for the enforcement of the law, Messrs. Roosevelt, Parker, Andrews and Grant, as Police Commissioners, are praised for "their unflinching steadfastness."

"We desire here and now," it continues, "to record the pride we take in their unflinching steadfastness. They have done the only thing that men could do who understood their duty and respected their oath. They have practised the principle which Tammany was thrown overboard for not practising, and only that has made the Tammany name a name of honor and credit mixture known as political morality would ever render it possible for one and the same man or newspaper to fight Tammany and to curse Roosevelt."

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## MIGHT KILL AND FORGE.

Testimony of the Insanity Experts in the Case of Michael McGowan.

Dr. Mason Says the Accused Was in a State of Double Consciousness.

SUPPORTED BY DR. GREEN HAMMOND In This Condition He Might Commit an Act Intelligently and Immediately After Recollect Nothing of It.

The most interesting feature in the trial of Michael McGowan, charged with the murder of Rose Finn, which is in progress before Justice Smith, in the Criminal Branch of the Supreme Court, was the introduction of a young alienist, Dr. E. Gallard Mason. Through him and Dr. Green Hammond the defence made an effort to show that insanity existed in the McGowan family, and that the defendant was insane at the time of the shooting.

The experts testified that from an examination made by them of the defendant they were of the opinion that he was suffering from epileptic insanity. This they described as a condition of double consciousness, in which a person might perform an act with the same discrimination and intelligence as a sane man, and yet have no recollection immediately afterward of what he had done.

Lawyer Chanler put to Dr. Mason a hypothetical question, and the witness said that assuming all the facts in the question to be true, McGowan was insane and irresponsible at the time of the shooting.

SAID INSANITY EXPERTS DIFFERED. On cross-examination by Assistant District Attorney McIntyre Dr. Mason said he had never testified as an expert before. Mr. McIntyre asked the young physician if he agreed with Drs. Carlos McDonald, Landon Carter, McLane Hamilton, Allan and Gray as to what constituted double consciousness. Dr. Mason replied that he did not, as each alienist differed in minor details as to the various forms of insanity.

Mrs. Leybourn, a sister of the defendant, related several incidents which went to show that McGowan was of unsound mind. On one occasion, she said, he was going out to sleep in the yard, and when he was prevented he rolled on the floor and smashed his head against another time he liberally stuck a knife into his hand while at the supper table, and then smeared the blood over the cloth. At times his eyes like this, the witness said, he was not intoxicated, for she was able to tell when he was under the influence of liquor.

The witness testified that McGowan had frequently complained of pains in the head, and he could not read, and that he had once had a severe hemorrhage. Mrs. Leybourn said that on the day of the shooting Rose Finn had been at her house. Her husband knew Rose was going to call, and left some flowers for her. They were very affectionate toward each other, and she displayed their fondness before the witness.

GAYETY CHANGED TO MOODINESS. John P. McManus testified that he was in the defendant's company the night before the shooting. He attended an entertainment at the Endeavor Social Club, and McGowan was in good spirits. He sang and danced and seemed to be happy, but drank nothing. After midnight, the witness said, McGowan became moody and morose, and everybody noticed the sudden change.

John J. Murray said that he was with McGowan on the night of the shooting. He attended an entertainment at the Endeavor Social Club, and McGowan was in good spirits. He sang and danced and seemed to be happy, but drank nothing. After midnight, the witness said, McGowan became moody and morose, and everybody noticed the sudden change.

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